

*JHU*

**TRANSMITTAL LETTER**  
**(General - Patent Pending)**

Docket No.  
**AD1.015**

Re Application Of: **Francis A. Spelman, et al.**

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/780,544	02/17/2004		23893	3762	7472

Title: **APPARATUS AND METHOD FOR TREATMENT OF STRIAL HEARING LOSS**

COMMISSIONER FOR PATENTS:

Transmitted herewith is:

Rescission of Previous Nonpublication Request: At the time we filed this case a PCT International Application No. PCT/US03/35164, Filed 11/04/2003 had been filed claiming priority from the parent case Patent No. 6,694,190, issued 02/17/2004, accordingly the Declaration accompanying the Nonpublication Request was in error. As a result we are requesting that the Nonpublication Request be rescinded.

in the above identified application.

- ☒ No additional fee is required.
- ☐ A check in the amount of \_\_\_\_\_ is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. **50-1152** as described below.
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Dated: **February 27, 2006**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

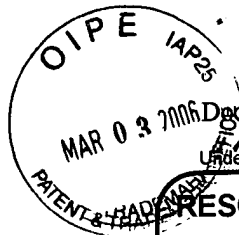
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Signature of Person Mailing Correspondence

**Claudia Degner**

Typed or Printed Name of Person Mailing Correspondence

cc: **Advanced Cochlear Systems, Inc.**



Doc Code:

PTO/SB/36 (07-05)

Approved for use through 07/31/2006. OMB 0651-0031

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**RESCISSION OF PREVIOUS NONPUBLICATION REQUEST**

(35 U.S.C. 122(b)(2)(B)(ii))

**AND, IF APPLICABLE,****NOTICE OF FOREIGN FILING**

(35 U.S.C. 122(b)(2)(B)(iii))

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Application Number	10/780,544
Filing Date	02/17/2004
First Named Inventor	Francis A. Spelman, et al.
Title	APPARATUS AND METHOD FOR TREATMENT OF STRIAL HEARING LOSS
Atty Docket Number	AD1.015
Art Unit	3762
Examiner	

A request that the above-identified application not be published under 35 U.S.C. 122(b) (nonpublication request) was included with the above-identified application on filing pursuant to 35 U.S.C. 122(b)(2)(B)(i). I hereby **rescind** the previous nonpublication request.

If a notice of foreign or international filing is or will be required by 35 U.S.C. 122(b)(2)(B)(iii) and 37 CFR 1.213(c), I hereby provide such notice. This notice is being provided no later than forty-five (45) days after the date of such foreign or international filing.

*If a notice of subsequent foreign or international filing required by 35 U.S.C. 122(b)(2)(B)(iii) and 37 CFR 1.213(c) was not filed within forty-five (45) days after the date of filing of the foreign or international application, the application is ABANDONED, and a petition to revive under 37 CFR 1.137(b) is required. See 37 CFR 1.137(f).*

Signature

February 27, 2006

Date

Timothy E. Siegel

Typed or printed name

37,442

Registration Number, if applicable

Voice: 503-650-7411, Fax: 503-650-9886

Telephone Number

**This request must be signed in compliance with 37 CFR 1.33(b).**

If information or assistance is needed in completing this form, please contact the Pre-Grant Publication Division at (703) 605-4283 or by e-mail at [PGPub@USPTO.gov](mailto:PGPub@USPTO.gov).

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Name (Print/Type) Claudia Degner

Date

February 27, 2006

This collection of information is required by 37 CFR 1.213(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PG Pub, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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